IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

Bail Appl..No. 6844 of 2007()

(CRIME NO.211/07 OF KAKKUR POLICE STATION, KOZHIKODE)

PETITIONERS/ACCUSED NO. 1 AND 2
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1. **SURESH BABU, S/O.KRISHNA,**
   AGED 30 YEARS, KOKKANDAPARAMBA, NELLIKKAPARAMBA DESOM, KOZHIKODE.

2. **ABDUL KAREEM, S/O.BEERANKUTTY,**
   `THONICHALLIL HOUSE', NELLIKKAPARAMBU P.O., KOZHIKODE.

BY ADV. SRI.K.M.FIROZ

RESPONDENTS: COMPLAINANT

THE STATE OF KERALA,
REPRESENTED BY THE STATION HOUSE OFFICER/
ASSISTANT SUB INSPECTOR OF POLICE,
KAKKUR POLICE STATION, KOZHIKODE,
THROUGH THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.RAVINDRA BABU

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.6844 of 2007

Dated this the 13th day of November, 2007

ORDER

Application for regular bail. Petitioners face allegations under the Kerala Abkari Act. They along with the co-accused were allegedly found in possession of 1.75 litres of arrack. They were allegedly present inside a car and were consuming the liquor. They were arrested on 25.10.07. They continue in custody from that date. The learned Public Prosecutor submits that the petitioners have no history of any criminal antecedents.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall execute bonds for Rs.25,000/- (Rupees Twenty five thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioners shall make themselves available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-